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8 Attorney for Plaintiff
9
10 BRANDON CHATOIAN

11
12 IN THE UNITED STATES DISTRICT COURT
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14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15
16 SAN FRANCISCO DIVISION

17 BRANDON CHATOIAN, }
18 Plaintiff, } No.: **C 11-02322 JSW**
19 vs. }
20 WATERWORK INDUSTRIES }
21 INCORPORATED, et al., }
22 Defendants. }
23

24
25 **STIPULATION AND ORDER AS MODIFIED**
FOR LEAVE TO FILE AMENDED COMPLAINT

STIPULATION AND ORDER FOR LEAVE TO FILE AMENDED COMPLAINT

No. C 11-02322 JSW

STIPULATION

WHEREAS information has been shared between the parties and Plaintiff has prepared and served the ~~attached~~ AMENDED COMPLAINT at Docket 16, Ex. 1 which deletes one claim; adds one new and different claim; for clarity, divides two previously stated claims; and better states each claim;

WHEREAS Defendants filed their joint Answer after this action was removed to this Court and leave of this Court is required;¹

WHEREAS counsel for Plaintiff and counsel for Defendants conferred and agreed to the filing of an AMENDED COMPLAINT which upon filing shall become the Complaint in this matter;

AND WHEREAS counsel for Plaintiff and counsel for Defendants conferred and agreed that Defendants shall serve and file their responsive pleading(s) on or before July 29, 2011:

NOW, THEREFORE, IT IS STIPULATED and agreed that Plaintiff shall, upon the granting of leave, forthwith file the proposed

1. Rule 15 provides that a party may amend its pleading once as a matter of course at any time before a responsive pleading is served; “[o]therwise, a party may amend the party’s pleading only by leave of court [which] shall be freely given when justice so requires.” Fed. R. Civ. P. 15.

1 Amended Complaint. Upon its filing, the proposed Amended Complaint shall
2 become the Complaint in this matter. Defendants shall file their responsive
3 pleading(s) on or before July 29, 2011.
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5 Kilpatrick Townsend & Stockton LLP,
6 Attorneys for Defendants Waterworks
7 Industries and Mathias Toupin, by:
8

9 s/ Kathleen Dodd Barton

10 Dated: July 1, 2011

11 KATHLEEN DODD BARTON

12 Plaintiff Brandon Chatoian, by:

13 s/ Lanny Jay

14 Dated: July 1, 2011

15 LANNY JAY

16 **ORDER**

17 It is so Ordered.

18 
19 JEFFREY S. WHITE
20 U.S. DISTRICT COURT JUDGE
21

22 Dated: July 5, 2011